

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ANTOLIN ANDREW MARKS,

Plaintiff.

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JOHN AND JANE DOES, et al..

Defendants.

No. C09-5489 RJB/KLS

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and **ORDER:**

- 1) The Court adopts the Report and Recommendation.
- 2) Defendants' motion to dismiss (Dkt. 16) is **GRANTED**; all claims against Defendant David W. Jennings in his personal capacity are **dismissed with prejudice**.
- 3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendant and to the Hon. Karen L. Strombom.

DATED this 2nd day of March, 2010.

Robert Bryan

ROBERT J. BRYAN
United States District Judge